IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO : 21261 of 1999

Dated: 10.04.2007

Between:
Sheik Abdul Rahaman, S/o Peer Saheb, 52 years,
Business, R/o 16/150, S.N.Puram, Gudivada.

..... PETITIONER

AND

1. Gudivada Municipality represented by the
   Commissioner, Municipal Office, Gudivada.
2. Health Officer, Municipal Office, Gudivada
   Municipality, Gudivada.
3. Konkepudi Sreevalli, W/o Ramana Rao, 40 years,
   Ramachandra Rao Coffee Hotel, 16/150.
   S.N.Puram, Gudivada. … RESPONDENTS

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THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO.21261 of 1999

ORDER:

This writ petition is filed seeking a Writ of Mandamus directing respondents 1 and 2 to stop the nuisance created on account of the smoke and sound that emanate from the use of the husk as a fuel and the generator by the 3rd respondent for running a coffee hotel.

Heard both sides.

Having regard to the facts and circumstances of the case, this Court is of the view that the relief sought for in this writ petition does not survive at this length of time. However, if the nuisance in question is still in existence, respondents 1and 2 are directed to take appropriate steps to prevent the same forthwith.

The writ petition is accordingly disposed of. No costs.

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(GOPALA KRISHNA TAMADA, J)

10-04-2007
Gsn.